



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Tommy R. Shedd et al.	
Serial No.: 10/774,639	Group Art Unit: 2856
Filed: February 3, 2004	Examiner: Daniel S. Larkin
Title: Apparatus and Method of Portable Automated Biomonitoring of Water Quality	
Attorney Docket No.: CEHR 03-13 02	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

- under 37 CFR 1.97(b), or
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- under 37 CFR 1.97(c) together with either a:
 - Statement under 37 CFR 1.97(e), or
 - a \$180.00 fee under 37 CFR 1.17(p), or
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- under 37 CFR 1.97(d) together with a:
 - Statement under 37 CFR 1.97(e), and
 - a \$180.00 fee set forth in 37 CFR 1.17(p).
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Applicant(s) submit herewith Form PTO/SB/08a Information Disclosure Statement by Applicant(s) with copies of non U.S. patents, and published applications, publications or other information of which Applicant(s) are aware, which Applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56. Copies of the U.S. patents are not provided pursuant to the August 5, 2003 Official Gazette Notice.

Certification under 37 CFR 1.97 (e)

That each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.704 (d)

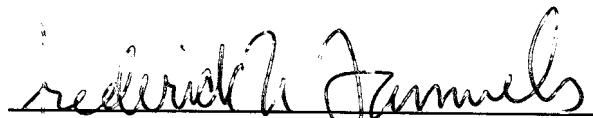
Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the information disclosure statement.

Also attached is a copy of the PCT International Search Report referencing the documents listed on the PTO/SB/08a as Category A documents in the PCT application counterpart to this U.S. patent application. These documents were listed as defining the general state of the art, but were not considered of particular relevance.

Neither this statement nor the listing of these documents on the accompanying Form PTO/SB/08a should be considered as an admission by Applicant(s) that these materials are prior art as to Applicant(s). In addition, this statement should not be construed as a representation that no better disclosure exists.

Entry of the Information Disclosure Statement and the accompanying Form PTO/SB/08a are respectfully solicited.

Respectfully Submitted,



Frederick N. Samuels, Esq.

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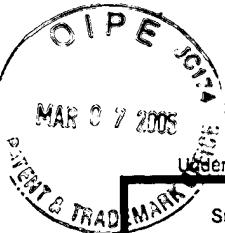
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Date: *7 March 2005*



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PTO/SB/08a (CB-03)

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

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Attorney Docket Number

Complete if Known

Application Number	10/774,639
Filing Date	February 3, 2004
First Named Inventor	Tommy R. Shedd et al.
Art Unit	2856
Examiner Name	Larkin, D. S.
Attorney Docket Number	CEHR 03-13 02

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
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¹EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ²Applicant's unique citation designation number (optional). ³See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ⁴Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3) ⁵For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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